IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.3345 OF 2006

Shah Babulal Khimji ....Petitioner
V/s.
Ashok Kumar Jain ....Respondent

Mr.Subodh Paranjpe i/b Mr.Thomas Almeida for the Petitioner.

Mr.D.R. Shah for the Respondent absent.

CORAM : R.M. SAVANT, J.
DATED : 21ST MARCH, 2007.

P.C. :

1. None appears for the Respondent.

2. The Petition impugns an order dated 18.10.2005, passed by the learned Judge of the Bombay City Civil Court. The operative part of the said order reads as under :-

> " The Plaintiff is directed to value his suit property taking into consideration the portion of the flat allegedly trespassed into by the defendant in the year 2003 which allegations find place in the amendment plaint at para no.11(a).
>
> . I will pass further necessary orders after the valuation of the suit as per these directions."

3. The learned counsel for the Petitioner submits that he will take steps in terms of the said order dated 18.10.2005 as regards the valuation of the suit property and consequently the court fees payable in respect of the said suit. In view of the said statement made by the learned counsel for the Petitioner, the above Petition is disposed of by permitting the Petitioner to take steps within four weeks from today in terms of the order dated 18.10.2005. No further orders are necessary.

(R.M. SAVANT, J)